

AMENDED IN SENATE JUNE 14, 2016

AMENDED IN ASSEMBLY APRIL 7, 2016

AMENDED IN ASSEMBLY MARCH 29, 2016

AMENDED IN ASSEMBLY MARCH 9, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1639

Introduced by Assembly Member Maienschein
(Coauthors: Assembly Members Bonilla, Brough, and Dodd)
(Coauthor: ~~Senator Bates~~)
(Coauthors: *Senators Anderson and Bates*)

January 7, 2016

An act to add Article ~~14~~ 13.5 (commencing with Section ~~33480~~ 33479) to Chapter 3 of Part 20 of Division 2 of Title 2 of the Education Code, relating to pupil safety.

LEGISLATIVE COUNSEL'S DIGEST

AB 1639, as amended, Maienschein. Pupil health: *The Eric Paredes Sudden Cardiac Arrest Prevention Act*.

Existing law requires a school district, charter school, or private school that elects to offer an athletic program to comply with certain requirements relating to pupil safety, including, among other things, removing an athlete who is suspected of sustaining a concussion or head injury from an athletic activity.

This bill would create the *Eric Paredes Sudden Cardiac Arrest Prevention Act* and would require the State Department of Education to post on its Internet Web site guidelines, videos, and an information sheet on sudden cardiac arrest symptoms and warning signs, and other

relevant materials relating to sudden cardiac arrest. The bill would require a pupil in any public school, including a charter school, or private school that elects to conduct athletic activities, and the pupil's parent or guardian, to sign and return an acknowledgment of receipt of an information sheet on sudden cardiac arrest symptoms and warning signs each school year before the pupil participates in an athletic activity, as specified. The bill would require an athletic director, coach, or athletic trainer to remove from participation a pupil who passes out or faints while participating in or immediately following an athletic activity, and would require a coach of an athletic activity to complete a sudden cardiac arrest training course every other school year. The bill would impose penalties, on and after July 1, 2019, for a violation of the provision requiring a coach to complete a sudden cardiac arrest training course, as specified. The bill would make the act's provisions operative on July 1, 2017.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Article ~~14~~13.5 (commencing with Section
2 ~~33480~~33479) is added to Chapter 3 of Part 20 of Division 2 of
3 Title 2 of the Education Code, to read:

4
5 Article ~~14~~13.5. *The Eric Paredes Sudden Cardiac Arrest*
6 *Prevention Act*
7

8 ~~33480.~~
9 ~~33479.~~ This act shall be known, and may be cited, as the *Eric*
10 *Paredes Sudden Cardiac Arrest Prevention Act*.

11 ~~33481.~~
12 ~~33479.1.~~ For purposes of this article, the following definitions
13 apply:

- 14 (a) "Athletic activity" includes all of the following:
15 (1) Interscholastic athletics.
16 (2) An athletic contest or competition, other than interscholastic
17 athletics, that is sponsored by a school, including cheerleading and
18 club-sponsored sports activities.
19 (3) Noncompetitive cheerleading that is sponsored by a school.

1 (4) Practices, interscholastic practices, and scrimmages for all
2 of the activities listed under paragraphs (1) to (3), inclusive.

3 (b) “School” means a public school, including a charter school,
4 or private school that elects to conduct athletic activities.

5 ~~33482.~~

6 33479.2. (a) The department shall post on its Internet Web
7 site guidelines, videos, and an information sheet on sudden cardiac
8 arrest symptoms and warning signs, and other relevant materials
9 to inform and educate pupils and parents, and to train coaches
10 about the nature and warning signs of sudden cardiac arrest,
11 including the risks associated with continuing to play or practice
12 after experiencing fainting or seizures during exercise, unexplained
13 shortness of breath, chest pains, dizziness, racing heart rate, or
14 extreme fatigue.

15 (b) Materials posted by the department on its Internet Web site
16 may include, but are not necessarily limited to, those developed
17 or used for sudden cardiac arrest education and coaches training
18 by the National Federation of High School Associations, the Eric
19 Paredes Save A Life Foundation, or the California Interscholastic
20 Federation.

21 (c) School districts and schools are encouraged to post on their
22 Internet Web sites the information and material required to be
23 posted by the department pursuant to subdivision (a) to give pupils,
24 parents, and coaches ready access to the information.

25 ~~33483.~~

26 33479.3. Each school year, before a pupil participates in an
27 athletic activity governed by the California Interscholastic
28 Federation, the school shall collect and retain a copy of the sudden
29 cardiac arrest information sheet required by the California
30 Interscholastic Federation for that pupil. Before a pupil participates
31 in an athletic activity not governed by the California Interscholastic
32 Federation, the pupil and the pupil’s parent or guardian shall sign
33 and return to the pupil’s school an acknowledgment of receipt and
34 review of the information sheet posted on the department’s Internet
35 Web site pursuant to subdivision (a) of Section ~~33482.~~ 33479.2.

36 ~~33484.~~

37 33479.4. A school may hold an informational meeting before
38 the start of each athletic season for all ages of competitors regarding
39 the symptoms and warning signs of sudden cardiac arrest. In
40 addition to pupils, parents, coaches, and other school officials,

1 informational meetings may include physicians, pediatric
2 cardiologists, and athletic trainers.

3 ~~33485.~~

4 33479.5. (a) A pupil who passes out or faints while
5 participating in or immediately following an athletic activity, or
6 who is known to have passed out or fainted while participating in
7 or immediately following an athletic activity, shall be removed
8 from participation at that time by the athletic director, coach, or
9 athletic trainer.

10 (b) A pupil who exhibits any of the other symptoms of sudden
11 cardiac arrest, as described in subdivision (a) of Section ~~33482~~,
12 33479.2, during an athletic activity, may be removed from
13 participation by an athletic trainer, if the athletic trainer reasonably
14 believes that the symptoms are cardiac related. In the absence of
15 an athletic trainer, any coach who observes any of the symptoms
16 of sudden cardiac arrest shall notify the parent or guardian of the
17 pupil so that the parent or guardian can determine what treatment,
18 if any, the pupil should seek.

19 (c) A pupil who is removed from play under this section shall
20 not be permitted to return to participate in an athletic activity until
21 the pupil is evaluated and cleared to return to participate in writing
22 by a physician and surgeon, or a nurse practitioner or physician
23 assistant practicing in accordance with standardized procedures
24 or protocols developed by the supervising physician and surgeon
25 and the nurse practitioner or physician assistant, as applicable.

26 (d) This section does not apply to a pupil engaging in an athletic
27 activity during the regular schoolday or as part of a physical
28 education course required pursuant to subdivision (d) of Section
29 51220 unless it constitutes a practice, interscholastic practice, or
30 scrimmage pursuant to paragraph (4) of subdivision (a) of Section
31 ~~33481~~. 33479.1.

32 ~~33486.~~

33 33479.6. (a) A coach of an athletic activity shall complete the
34 sudden cardiac arrest training course specified in Section ~~33482~~
35 33479.2 and shall retake the training course every two years
36 thereafter.

37 (b) A coach of an athletic activity shall not be eligible to coach
38 an athletic activity until the coach completes the training course
39 required under subdivision (a).

1 ~~33487.~~

2 33479.7. On and after July 1, 2019, a coach who violates
3 Section ~~33486~~ 33479.6 shall be subject to suspension from
4 coaching any athletic activity until completion of the required
5 training.

6 ~~33488.~~

7 33479.8. The sponsors of youth athletic activities are
8 encouraged to follow the guidelines specified in this article.

9 ~~33489.~~

10 33479.9. This article is operative on July 1, 2017.

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